



1619
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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/614,790
		Filing Date	July 12, 2000
		First Named Inventor	Sharon F. Kleyne
		Group Art Unit	1619
		Examiner Name	M. Willis
Total Number of Pages in this Submission	17	Attorney Docket Number	HME/7982.001

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit(s)/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Part(s)/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an application) <input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition To Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Additional Enclosure(s) (please identify below)
	Remarks:	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

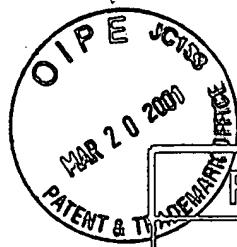
Firm or Individual Name	Howard Eisenberg, Esq. 601 SW Second Avenue, Suite 1600 Portland, OR 97204
Signature	
Date	March 15, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date.

Type or print name	Howard Eisenberg
Signature	
Date	March 15, 2001

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FEE TRANSMITTAL for FY 2001				Complete If Known			
Patent fees are subject to annual revision.				Application Number	09/614,790		
				Filing Date	July 12, 2000		
				First Named Inventor	Sharon Kleyne		
				Examiner Name	M. Willis		
				Group/ Art Unit	1619		
TOTAL AMOUNT OF PAYMENT		\$220		Attorney Docket No.	HME/7982.001		
METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)			
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge the indicated fees and credit any over payments to: Deposit Account Number 03-1550 Deposit Account Name Chernoff Vilhauer McClung & Stenzel <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 & 1.17				3. ADDITIONAL FEES Large Entity Small Entity Fee Code Fee (\$) Fee Code Fee (\$) Fee Description Fee Paid 105 130 205 65 Surcharge - late filing fee or oath 127 50 227 25 Surcharge-late provisional filing fee or cover sheet 139 130 139 130 Non-English specification 147 2,520 147 2,520 For filing a request for reexamination 112 920* 112 920* Requesting publication of SIR prior to Examiner action 113 1840* 113 1840* Requesting publication of SIR after Examiner action 115 110 215 55 Extension for reply within first month 116 390 216 195 Extension for reply within second month 117 890 217 445 Extension for reply within third month 118 1,390 218 695 Extension for reply within fourth month 128 1,890 228 945 Extension for reply within fifth month 119 310 219 155 Notice of Appeal 120 310 220 155 Filing a brief in support of an appeal 121 270 221 135 Request for oral hearing 138 1,510 138 1,510 Petition to institute a public use proceeding 140 110 240 55 Petition to revive - unavoidable 141 1,240 241 620 Petition to revive - unintentional 142 1,240 242 620 Utility issue fee (or reissue) 143 440 243 220 Design issue fee 144 600 244 300 Plant issue fee 122 130 122 130 Petitions to the Commissioner 123 50 123 50 Petitions related to provisional applications 126 240 126 240 Submission of Information Disclosure Statement 581 40 581 40 Recording each patent assignment per property (times number of properties) 146 710 246 355 Filing a submission after final rejection (37 C.F.R. 1.129(a)) 149 710 249 355 For each additional invention to be examined (37 C.F.R. 1.129(b)) 169 900 169 900 Request for Expedited Examination of a Design Application Other (specify)			
2. <input checked="" type="checkbox"/> Payment Enclosed <input checked="" type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other							
FEE CALCULATION							
1. BASIC FILING FEE							
Large Entity Small Entity							
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description			
101	710	201	355	Utility filing fee			
106	320	206	160	Design filing fee			
107	490	207	245	Plant filing fee			
108	710	208	355	Reissue filing fee			
114	150	214	75	Provisional filing fee			
				SUBTOTAL (1)	\$0		
2. EXTRA CLAIM FEES							
				Extra Claims	Fee from below	Fee Paid	
Total Claims	43	-23** =	20	x 9	= 180		
Indep. Claims	5	- 4** =	1	x 40	= 40		
Multiple Dependent					= 0		
*or number of previously paid, if greater. For reissues, see below. (PREVIOUSLY PAID 23 CLAIMS, 4 INDEPENDENT)							
Large Entity Small Entity							
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description			
103	18	203	9	Claims in excess of 20			
102	80	202	40	Independent claims in excess of 3			
104	270	204	135	Multiple dependent claim, if not paid			
109	80	209	40	**Reissue independent claims over original patent			
110	18	210	9	*Reissue claims in excess of 20 and over original patent			
				SUBTOTAL (2)	\$220		
				* Reduced by Basic Filing Fee Paid			
				SUBTOTAL (3) \$0			
SUBMITTED BY							
Name (print type)		Howard Eisenberg, Esq.		Registration No.	36,789	Telephone	(503) 227-5631
Signature				Date	03/15/2001	March 15, 2001	



Atty Doc. No. HME/7982.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION EXAMINING OPERATIONS

In re the Application of : Group Art Unit: 1619
Sharon F. Kleyne
Serial No. 09/614,790 : Examiner: Michael Willis
Filed: July 12, 2000 : Tel. No. (703) 305-1679
For a Patent for : Date: March 15, 2001
METHOD AND KIT FOR MOISTURIZING
THE SURFACE OF THE EYE

#4/a
JLP
3/28/01

AMENDMENT UNDER 37 C.F.R. §1.111

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

Dear Sir,

In response to the Office Action dated February 12, 2001, please amend the application as follows.

IN THE CLAIMS

Please amend the claims as follows.

1. (Amended) A method for moisturizing the eye comprising
administering to the surface of the eye an aqueous fluid consisting essentially of water in an
amount that is sufficient to increase the volume of the aqueous layer of the tear film by at least
5% of the volume of the normal aqueous layer and which amount is less than that which causes

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01 FC:203
02 FC:202

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